Minnesota State Register

Published every Monday (Tuesday when Monday is a holiday)

Proposed, Adopted, Emergency, Expedited, Withdrawn, Vetoed Rules; Executive Orders; Appointments; Commissioners' Orders; Revenue Notices; Official Notices; State Grants & Loans; State Contracts; Non-State Public Bids, Contracts and Grants

Monday 22 November 2021

Volume 46, Number 21

Pages 653 - 662

Minnesota State Register

Judicial Notice Shall Be Taken of Material Published in the Minnesota State Register

The Minnesota State Register is the official publication of the State of Minnesota's Executive Branch of government, published weekly to fulfill the legislative mandate set forth in Minnesota Statutes, Chapter 14, and Minnesota Rules, Chapter 1400. It contains:

- **Proposed Rules**
- **Adopted Rules**
- **Exempt Rules**
- **Expedited Rules**
- **Withdrawn Rules**
- **Executive Orders of the Governor**
- **Appointments**
- **Proclamations**
- **Vetoed Rules**
- **Commissioners' Orders**
- **Revenue Notices**
- **Official Notices**
- **State Grants and Loans**
- **Contracts for Professional, Technical and Consulting Services**
- **Non-State Public Bids, Contracts and Grants**

Printing Schedule and Submission Deadlines

Vol. 46 Issue Number	Publish Date	Deadline for: all Short Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical- Consulting Contracts, Non-State Bids and Public Contracts	Deadline for LONG, Complicated Rules (contact the editor to negotiate a deadline)
#22	Monday 29 November	Noon **MONDAY** 22 November	Noon Thursday 18 November
#23	Monday 6 December	Noon Tuesday 30 November	Noon Thursday 25 November
#24	Monday 13 December	Noon Tuesday 7 December	Noon Thursday 2 December
#25	Monday 20 December	Noon Tuesday 14 December	Noon Thursday 9 December

PUBLISHING NOTICES: We need to receive your submission ELECTRONICALLY in Microsoft WORD format. Submit ONE COPY of your notice via e-mail to: sean.plemmons@state.mn.us. State agency submissions must include a "State Register Printing Order" form, and, with contracts, a "Contract Certification" form. Non-State Agencies should submit ELECTRONICALLY in Microsoft WORD, with a letter on your letterhead stationery requesting publication and date to be published. Costs are $13.50 per tenth of a page (columns are seven inches wide). One typewritten, double-spaced page = 6/10s of a page in the State Register, or $81. About 1.5 pages typed, double-spaced, on 8-1/2"x11" paper = one typeset page in the State Register. Contact editor with questions (651) 201-3204, or e-mail: sean.plemmons@state.mn.us.

SUBSCRIPTION SERVICES: E-mail subscriptions are available by contacting the editor at sean.plemmons@state.mn.us. Send address changes to the editor or at the Minnesota State Register, 50 Sherburne Avenue, Suite 309, Saint Paul, MN 55155.

SEE THE Minnesota State Register free at website: http://www.mn.gov/admin/bookstore/register.jsp

- Minnesota State Register: Online subscription – $180, includes links, index, special section "CONTRACTS & GRANTS," with Sidebar Table of Contents, Early View after 4:00 pm Friday (instead of waiting for early Monday), and it's sent to you via E-mail.
- Single issues are available electronically via PDF for free.
- "Affidavit of Publication" includes a notarized "Affidavit" and a copy of the issue: $15.00.

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USPS Publication Number: 326-630 (ISSN: 0146-7751)

THE MINNESOTA STATE REGISTER IS PUBLISHED by Facilities Management Division, Department of Administration, State of Minnesota, pursuant to Minnesota Statutes § 14.46 and is available on-line at: http://www.mn.gov/admin/bookstore/register.jsp

Minnesota Legislative Information

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(651) 296-0504
State Capitol, Room 231, St. Paul, MN 55155
https://www.senate.mn/

Minnesota State Court System
Court Information Office (651) 296-6043
MN Judicial Center, Rm. 135,
25 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155
http://www.mncourts.gov

House Public Information Services
(651) 296-2146
State Office Building, Room 175
100 Rev. Dr. Martin Luther King Jr Blvd., St. Paul, MN 55155
https://www.house.leg.state.mn.us/hinfo/hinfo.asp

Federal Register
Office of the Federal Register (202) 512-1530; or (888) 293-6498
U.S. Government Printing Office – Fax: (202) 512-1262
https://www.federalregister.gov/

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Minnesota Rules: Amendments and Additions

NOTICE: How to Follow State Agency Rulemaking in the State Register

The State Register is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the State Register. Published every Monday, the State Register makes it easy to follow and participate in the important rulemaking process. Approximately 80 state agencies have the authority to issue rules. Each agency is assigned specific Minnesota Rule chapter numbers. Every odd-numbered year the Minnesota Rules are published. Supplements are published to update this set of rules. Generally speaking, proposed and adopted exempt rules do not appear in this set because of their short-term nature, but are published in the State Register.

An agency must first solicit Comments on Planned Rules or Comments on Planned Rule Amendments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency (Minnesota Statutes §§ 14.101). It does this by publishing a notice in the State Register at least 60 days before publication of a notice to adopt or a notice of hearing, or within 60 days of the effective date of any new statutory grant of required rulemaking.

When rules are first drafted, state agencies publish them as Proposed Rules, along with a notice of hearing, or a notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules, and withdrawn proposed rules, are also published in the State Register. After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the State Register as Adopted Rules. These final adopted rules are not printed in their entirety, but only the changes made since their publication as Proposed Rules. To see the full rule, as adopted and in effect, a person simply needs two issues of the State Register, the issue the rule appeared in as proposed, and later as adopted.

The State Register features partial and cumulative listings of rules in this section on the following schedule: issues #1-26 inclusive (issue #26 cumulative for issues #1-26); issues #27-52 inclusive (issue #52, cumulative for issues #27-52 or #53 in some years). A subject matter index is updated weekly and is available upon request from the editor. For copies or subscriptions to the State Register, contact the editor at 651-201-3204 or email at sean.plemmons@state.mn.us

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Official Notices

Pursuant to *Minnesota Statutes* §§ 14.101, an agency must first solicit comments from the public on the subject matter of a possible rulemaking proposal under active consideration within the agency by publishing a notice in the *State Register* at least 60 days before publication of a notice to adopt or a notice of hearing, and within 60 days of the effective date of any new statutory grant of required rulemaking.

The *State Register* also publishes other official notices of state agencies and non-state agencies, including notices of meetings and matters of public interest.

Department of Commerce

Request for Information on Mandated Health Benefit Proposals

Pursuant to Minn. Stat. § 62J.26, the Department of Commerce is publishing an RFI containing preliminary information on requested benefit mandate evaluations. The RFI document is posted on the Department's website within the Policy, Data & Reports section, under the Reports and Studies sub-section. Commerce seeks public feedback within 30 days of the publication of this notice in the State Register.

Executive Council, State Board of Investment and Land Exchange Board

Official Meeting Notice

The Executive Council, State Board of Investment and the Land Exchange Board will meet on Wednesday, December 1 2021 at 10:00 a.m. electronically or via Teleconference.

Notice, including any instructions for public access to the meeting, will be posted at the SBI office and on the SBI Website at ***http://mn.gov/sbi***. For more information, the State Board of Investment can be reached at ***minn.sbi@state.mn.us***.

Some members of the Executive Council, State Board of Investment and Land Exchange Boards may participate in the meeting electronically. If a Board Member calls in, in accordance with Minnesota Statutes, section 13D.015, subd. 4, the Executive Council, State Board of Investment and Land Exchange Board shall, to the extent practical, allow a person to monitor the meeting electronically from a remote location. The person making a connection may be required to pay for documented marginal costs that the entity incurs as a result of the additional connection.

Minnesota Department of Health

Notice of Public Meeting and Request for Feedback on Implementation of the Prescription Drug Price Transparency Act

NOTICE: The Minnesota Department of Health (MDH) will host a public, virtual meeting on Tuesday, November 30, 2021, at 2 p.m. Central Time to present and request feedback on draft revisions to reporting guidelines for the Prescription Drug Price Transparency Act (the "Act") (Minnesota Statutes 62J.84; amended by Minnesota Laws, 2021, Regular Session, Chapter 30 – HF 2128 – Article 3, Sec. 5 - 9).

MDH will present the draft revisions to reporting guidance pertaining to trade secrets, compliance with the Act, and the enforcement process. The draft revisions to the reporting guidance are available online on the Prescription Drug Price Transparency Announcements page at: ***www.health.state.mn.us/data/rxtransparency/announcements***. MDH is welcoming feedback at the public meeting, as well as throughout the comment period.

Public virtual meeting: Tuesday, November 30, 2021, at 2 p.m. Central Time. Instructions on how to join the meeting will be on MDH's website at: ***www.health.state.mn.us/data/rxtransparency/announcements***

Comment period: MDH will accept written, electronic comments that are emailed to ***health.Rx@state.mn.us*** until 4:30 p.m. Central Time on Friday, December 3, 2021

Questions and comments may be directed electronically to: ***health.Rx@state.mn.us***; additional information is

available online at ***www.health.state.mn.us/data/rxtransparency***, where interested individuals and stakeholders may also subscribe to periodic updates.

November 22, 2021

Susan Castellano
Acting Director, Health Policy Division

Minnesota Department of Transporation (MnDOT)

Modal Planning and Program Management Division – Office of Transportation System Management

Notice of Public Comment Period for the Revised Public Participation Plan for the Statewide Multimodal Transportation Plan

NOTICE IS HEREBY GIVEN that the public is invited to review and provide comments through December 10 on the revised Public Participation Plan for the Statewide Multimodal Transportation Plan. The Statewide Multimodal Transportation Plan provides policy guidance for all modes of travel and for all transportation partners. The SMTP shares objectives, performance measures and strategies for transportation decisions over the next two decades. Following the Statewide Multimodal Transportation Plan, updates to MnDOT's plans for highways, rail, aviation, transit, freight and non-motorized transportation (walking, bicycling and rolling) answer what the Minnesota GO vision and the Statewide Multimodal Transportation Plan mean for each type of transportation.

Public engagement is key to ensuring the final plan reflects Minnesotans' transportation priorities. The revised Public Participation Plan outlines how MnDOT plans to connect with the public, stakeholders and partners to update the Statewide Multimodal Transportation Plan.

The revised Public Participation Plan can be accessed electronically at ***http://www.minnesotago.org***. A hard copy is available by mail with written request to the contact shared below.

Written comments will be accepted through December 10 and should be addressed to:

Hally Turner
Project Director
Hally.Turner@state.mn.us
651-366-3901

For more information, contact Hally Turner at 651-366-3901 or ***hally.turner@state.mn.us***, or visit ***http://www.minnesotago.org***.

State Grants & Loans

In addition to requests by state agencies for technical/professional services (published in the State Contracts Section), the *State Register* also publishes notices about grants and loans available through any agency or branch of state government. Although some grant and loan programs specifically require printing in a statewide publication such as the State Register, there is no requirement for publication in the *State Register* itself. Agencies are encouraged to publish grant and loan notices, and to provide financial estimates as well as sufficient time for interested parties to respond.

SEE ALSO: Office of Grants Management (OGM) at: *http://www.grants.state.mn.us/public/*

Department of Employment and Economic Development (DEED)

Notice of Grant Opportunity

NOTICE IS HEREBY GIVEN that the Minnesota Department of Employment and Economic Development (DEED) places notice of any available grant opportunities online at ***https://mn.gov/deed/about/contracts/open-rfp.jsp***

Department of Human Services

Disability Services Division

Notice of Request for Proposals to Lead Home and Community Based Services (HCBS) Employment Provider Reinvention Grants to Increase Opportunities for People With Disabilities to Earn Competitive Wages and Shift Provider Business Models Away from the Payment of Subminimum Wages

The Minnesota Department of Human Services (DHS or State) is requesting proposals to design and deliver technical assistance and administration support for providers participating in the HCBS waiver disability services Provider Reinvention Grant Program.

DHS is seeking proposals for the grant period February 2022 through June 2024.

For more information contact:

Ryan Merz
Department of Human Services
Disability Services Division
ryan.merz@state.mn.us

This is the only person designated to answer questions by potential responders regarding this request.

To obtain this information in a different format, please email Emily.Waymire@state.mn.us.

Proposals submitted in response to this Request for Proposals (RFP) must be received through DSD's online grant management system listed in the RFP no later than **4:00 p.m., Central Time, on January 4th, 2022. Late proposals will not be considered.** Proposals received via other methods will not be considered.

The RFP can be viewed by visiting the Minnesota Department of Human Services Grants, Requests for Proposals (RFP) and Requests for Information (RFI) web site: ***https://mn.gov/dhs/partners-and-providers/grants-rfps/open-rfps/***

This request does not obligate the State to complete the work contemplated in this notice. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Department of Human Services

Economic Assistance and Employment Supports Division (EAESD)

Notice of Request for Proposals to Acquire and/or Renovate Emergency Homeless Shelters Designated to Mitigate the Spread of Infectious Disease(s)

The Minnesota Department of Human Services (DHS or State) is requesting proposals to acquire and/or renovate emergency homeless shelters designed to mitigate the spread of infectious disease(s). Funding can be used for acquisition, renovation, planning/ design, and contingency funding. Awarded funds will prioritize investments that help congregate shelter settings prevent transmission of infectious diseases (including physical modifications to spaces to reduce transmission risks or increase physical separation of shelter guests), and acquisition of new shelter space that can operate effectively (either by design or through renovation) in the context of an infectious disease outbreak.

Eligible applicants include non-profit organizations, local units of government, and tribal governments. All funds will be awarded through a competitive grant process. This RFP is the mechanism by which providers will have access to two separate funding sources, totaling $17 million, intended for investments into shelter capital: $15 million in Fiscal Recovery Fund for Shelter Facilities (FRF-Shelter Facility), and $2 million in emergency shelter grants appropriated by the legislature.

DHS is seeking proposals for the grant period of approximately April 1, 2022 through June 30, 2023.

For more information contact:

Katelyn Warburton
Department of Human Services
Economic Assistance and Employment Supports Division
P.O. Box 64951
444 Lafayette Road North, St. Paul, MN 55155 0951
Phone: (651) 238-7506
katelyn.warburton@state.mn.us

This is the only person designated to answer questions by potential responders regarding this request.

To obtain this information in a different format, please email ***emily.waymire@state.mn.us***.

Proposals submitted in response to this Request for Proposals (RFP) must be received at the email address listed in the RFP no later than **4:00 p.m., Central Time, on January 28, 2022. Late proposals will not be considered.** Proposals received via other methods will not be considered.

The RFP can be viewed by visiting the Minnesota Department of Human Services Grants, Requests for Proposals (RFP) and Requests for Information (RFI) web site: ***https://mn.gov/dhs/partners-and-providers/grants-rfps/open-rfps/***

This request does not obligate the State to complete the work contemplated in this notice. The State reserves the right to cancel this solicitation. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Minnesota Department of Transportation (MnDOT)

Office of Civil Rights

Request for Proposals for Micro Grant

MnDOT requests responses from certified small businesses who are seeking financial assistance for eligible expenses that increase their business capacity and/or industry knowledge to assist in their pursuit of MnDOT projects/contracts.

Responses must be received no later than 2:00 p.m. Central Standard Time on April 29, 2022 or until funding is exhausted. Late responses will not be considered.

To view the RFP go to: ***https://www.dot.state.mn.us/civilrights/rfps.html***.

For more information, visit: ***https://www.dot.state.mn.us/civilrights/micro-grant.html.***

State Contracts

Informal Solicitations: Informal solicitations for professional/technical (consultant) contracts valued at over $5,000 through $50,000, may either be published in the *State Register* or posted on the Department of Administration, Materials Management Division's (MMD) Web site. Interested vendors are encouraged to monitor the P/T Contract Section of the MMD Website at *www.mmd.admin.state.mn.us* for informal solicitation announcements.

Formal Solicitations: Department of Administration procedures require that formal solicitations (announcements for contracts with an estimated value over $50,000) for professional/technical contracts must be published in the *State Register.* Certain quasi-state agency and Minnesota State College and University institutions are exempt from these requirements.

Requirements: There are no statutes or rules requiring contracts to be advertised for any specific length of time, but the Materials Management Division strongly recommends meeting the following requirements: $0 - $5000 does not need to be advertised. Contact the Materials Management Division: (651) 296-2600 $5,000 - $25,000 should be advertised in the *State Register* for a period of at least seven calendar days; $25,000 - $50,000 should be advertised in the *State Register* for a period of at least 14 calendar days; and anything above $50,000 should be advertised in the *State Register* for a minimum of at least 21 calendar days.

Department of Administration

Notice of Availability of Request for Proposal (RFP) for Designer Selection for: New MnDOT Clearwater Truck Station MnDOT Building Number 90715 (SDSB Project # 21-07)

The State of Minnesota, acting through Department of Transportation through the State Designer Selection Board, is soliciting proposals from interested, qualified consultants for architectural and engineering design services for the above referenced project.

A full Request for Proposals is available on the Minnesota Department of Administration's website at ***https://mn.gov/admin/government/construction-projects/sdsb/projects/*** (click SDSB Project #21-07).

A **mandatory** informational meeting will be held on **Tuesday, November 23, 2021** at **9:30 am** CT with **Microsoft Teams.** This will include a review of the scope of work. Please email Royce Wiens at ***Royce.wiens@state.mn.us*** **by noon CT on Monday, November 22, 2021 to receive an invitation.**

Any questions should be directed to **Royce Wiens at *Royce.wiens@state.mn.us*.** Project questions will be taken by this individual only. Questions regarding this RFP must be received by **Monday, November 29, 2021** no later than **noon** Central Time.

Proposals must be delivered to ***SDSB.Proposals.ADM@state.mn.us*** not later than **Monday, December 6, 2021, by 12:00 noon CT.** Late responses will not be considered.

The Department of Transportation is not obligated to complete the proposed project and reserves the right to cancel the solicitation if it is considered to be in its best interest.

Minnesota State Colleges and Universities (Minnesota State)

Non-Construction Related Bid and Contracting Opportunities

Minnesota State is now placing additional public notices for P/T contract opportunities, goods/commodities, and non-construction related services on its Vendor and Supplier Opportunities website (***http://minnstate.edu/vendors/index.html***). New public notices may be added to the website on a daily basis and be available for the time period as indicated within the public notice.

If you have any questions regarding this notice, or are having problems viewing the information on the Vendor and Supplier Opportunities website, please call the Minnesota State Procurement Unit at 651-201-1444, Monday-Friday, 9:00 am – 4:00 pm.

State Contracts

Department of Military Affairs

Facilities Management Office, Camp Ripley, Little Falls, MN

Request for Proposals for Consultant Services for Camp Ripley Training Site Rail Spur Project, Little Falls, Minnesota (Project No. 21109)

The State of Minnesota, Department of Military Affairs, is soliciting proposals from interested, qualified consultants for civil engineering design services for the above reference project.

COPY REQUEST: To request a copy of the Request for Proposals (RFP), please send a written request, by email, to:

Ms. Jill Schultz
Contract Specialist
Facilities Management Office
Camp Ripley
15000 Highway 115
Little Falls, MN 56345-4173
jill.l.schultz5.nfg@army.mil

RFP responses must be received by Email to the Department of Military Affairs, Attn: Ms. Jill Schultz, Email: ***jill.l.schultz5.nfg@army.mil*** no later than **3:00 p.m. Central Time on December 8, 2021. Late responses will not be considered.**

A project site tour may be scheduled by contacting Ms. Lois Erickson at 320.616.2611 or ***lois.r.erickson.nfg@army.mil***.

The Department of Military Affairs is not obligated to complete the work contemplated in this notice and reserves the right to cancel the solicitation if it is considered to be in its best interest. All expenses incurred in responding to this notice are solely the responsibility of the responder.

Minnesota Department of Transportation (MnDOT)

Engineering Services Division

Notices Regarding Professional/Technical (P/T) Contracting

P/T Contracting Opportunities: MnDOT is now placing additional public notices for P/T contract opportunities on the MnDOT's Consultant Services website. New public notices may be added to the website on a daily basis and be available for the time period as indicated within the public notice.

Taxpayers' Transportation Accountability Act (TTAA) Notices: MnDOT is posting notices as required by the TTAA on the MnDOT Consultant Services website.

MnDOT's Prequalification Program: MnDOT maintains a Pre-Qualification Program in order to streamline the process of contracting for highway related P/T services. Program information, application requirements, application forms and contact information can be found on MnDOT's Consultant Services website. Applications may be submitted at any time for this Program.

MnDOT Consultant Services website: ***www.dot.state.mn.us/consult***

If you have any questions regarding this notice, or are having problems viewing the information on the Consultant Services website, please all the Consultant Services Help Line at 651-366-4611, Monday – Friday, 9:00am – 4:00pm.